

## **PORT ST. JOE, FLORIDA**

**JULY 13, 2010**

### **REGULAR MEETING**

The Gulf County Board of County Commissioners met this date in regular session with the following members present: Chairman Carmen L. McLemore, Vice Chairman Warren J. Yeager, Jr., and Commissioners Billy E. Traylor, Bill Williams, and Nathan Peters, Jr.

Others present were: County Attorney Timothy McFarland, Clerk Rebecca L. Norris, Clerk Finance Officer Carla Hand, Deputy Clerk Kari Summers, Chief Administrator Don Butler, Assistant Administrator Michael Hammond, Deputy Administrator Lynn Lanier, Emergency Management Director Marshall Nelson, E9-1-1 Coordinator Ben Guthrie, Gulf County E.M.S. Director Houston Whitfield, Planner David Richardson, Public Works Director Joe Danford, Sheriff Joe Nugent, Sheriff's Office Major Bobby Plair, and Assistant T.D.C. Director Kellee Novak.

Sheriff Nugent called the meeting to order at 6:00 p.m., E.T.

Clerk Norris opened the meeting with prayer, and Chairman McLemore led the Pledge of Allegiance to the Flag.

### **CONSENT AGENDA**

Upon motion by Commissioner Traylor, second by Commissioner Williams, and unanimous vote, the Board approved the Consent Agenda with the following change to the charge code (item #4, page 40) as follows:

1. Minutes – June 8, 2010 – Regular Meeting
  - June 15, 2010 – Emergency Meeting
  - June 16, 2010 – Special Meeting
  - June 22, 2010 – Regular Meeting
2. Agreement – Public Works Building (Cathey Construction & Development, LLC)

Agreement – E9-1-1 Department (Optimal Phone Interpreters (O.P.I.)  
Language Services Agreement for Dispatch)

Agreement Ratification – Malcolm Garrett (Septic System Removal Services/  
Drain Fields \* White City Residents)

3. Change Order – Public Works Building (Increase \$10,338.00)
4. Funding Request – District 4 (Washington Museum \* \$500.00 \* to be paid  
from Account #57072-34000)
5. Invoices – County Attorney Timothy J. McFarland (Invoice \* June, 2010 \*  
\$9,713.50 \* to be paid from Account #21314-31100)
  - Gulf County Sheriff's Department (Advance Enforceable Writs  
Course Training \* Pridgeon \* \$632.00 \* to be paid from  
Account #31021-54100)
  - Gulf County Sheriff's Department (CMS-T331 Solar LED Message  
Board \* \$12,808.00 \* to be paid from Account  
#30621-91000)
  - Rumberger, Kirk & Caldwell – General Employment Matters (File  
#G214-107990 \* Invoice #750375 \* \$1,650.00 \* to be  
paid from Account #21111-31200)
  - St. Joseph Bay Humane Society – Animal Control (June, 2010 \*  
\$3,667.00 \* to be paid from Account #43262-82000)
6. Purchase Request – Gulf County Beaches Volunteer Fire Department (2,000  
feet of 5" L.D.H. supply hose \* Deepwater Horizon Oil  
Spill)
7. Resolution – 2010 Florida Boating Improvement as follows:

Resolution #2010-13

**AUTHORIZING THE FILING OF AN APPLICATION WITH THE FLORIDA FISH AND  
WILDLIFE CONSERVATION COMMISSION FOR A 2010 FLORIDA BOATING  
IMPROVEMENT GRANT.**

**WHEREAS**, the Gulf County Board of County Commissioners desires to increase  
and enhance access for boaters in Gulf County; and

**WHEREAS**, the Gulf County Board of County Commissioners has agreed to pursue the grant process to enhance boating facilities;

**NOW, THEREFORE, BE IT RESOLVED** by the Gulf County Board of County Commissioners that the County Grant Writer/Coordinator hereby be authorized to execute and file an application on behalf of the County of Gulf with the Florida Fish and Wildlife Conservation Commission for a 2010 FBIP grant to improve mooring capacity and access for boaters.

**APPROVED** this 13<sup>th</sup> day of July, 2010.

(End)

8. Road Closure (Temporary) – U.S. Highway 98 in the vicinity of Veterans' Memorial Park for the Beach Blast Sprint and Olympic Distance Triathlon and Duathlon (September 11, 2010)
9. S.H.I.P. – Amended 2006/2007, 2007/2008, 2009/2010 Local Housing Assistance Plan

S.H.I.P. – Rehabilitation Assistance (Steve Gibbs \* \$19,598.50)

(End)

#### **PUBLIC HEARING – P.D.R.B. RECOMMENDATIONS (JULY 6, 2010)**

The Board then considered the following recommendation from the July 6, 2010 meeting of the Planning & Development Review Board:

#### **PLAT CORRECTION – OVATION PHASE II**

Pursuant to advertisement to hold a public hearing to consider approval of the application for plat correction, Ovation on Cape San Blas Phase II – Beach to Bay, LLC (Parcel ID #06370-000R and #06371-000R in S36, T8S, R12W), County Attorney McFarland read the public hearing and called for public comment. There being no public comment, Commissioner Peters motioned to approve this application. Commissioner Traylor seconded the motion, and it passed unanimously (4-0), with Commissioner Yeager abstaining due to a business relationship with Preble-Rish, Inc.

#### **PRELIMINARY APPROVAL – PARADISE PROPERTY – PARADISE INVESTMENTS**

Pursuant to advertisement to hold a public hearing to recommend preliminary approval for regulatory agency permitting with a Development Order as final approval and final

approval by the P.D.R.B. and B.O.C.C., is contingent upon having adequate adjacent property buffering, adequate environmental safeguards, and meeting the conditions of the E.R.P. for County Land, LLC (Parcel ID #03323-105R in S18, T5S, R10W) located in the Overstreet Area, County Attorney McFarland read the public hearing and called for public comment. There being no public comment, Commissioner Traylor motioned to approve this application. Commissioner Peters seconded the motion, and it passed unanimously (4-0), with Commissioner Yeager abstaining due to a business relationship with Preble-Rish, Inc.

#### **EMERGENCY MEDICAL SERVICES – RAFFIELD FISHERIES – DEEPWATER HORIZON OIL SPILL**

County Attorney McFarland recommended approval of a proposed change to the E.M.S. contract with Raffield Fisheries for the Deepwater Horizon Oil Spill, stating that the change is a shift change from 12 hours per day to 24 hours per day. Commissioner Traylor motioned to approve this recommendation. Commissioner Yeager seconded the motion, and it passed unanimously.

#### **EMERGENCY MEDICAL SERVICES – RAFFIELD FISHERIES - DEEPWATER HORIZON OIL SPILL – OFFSHORE MEDICAL SERVICES**

County Attorney McFarland recommended approval of a proposed addendum to the contract with Raffield Fisheries for a Paramedic to be available to go on a vessel offshore at an hourly rate as needed. Commissioner Traylor motioned to approve this recommendation. Commissioner Williams seconded the motion, and it passed unanimously. Commissioner Traylor thanked E.M.S. Director Whitfield for doing a great job for the County.

#### **CONTRACT – OUTSIDE LEGAL COUNSEL - DEEPWATER HORIZON OIL SPILL**

County Attorney McFarland recommended approval of a outside legal counsel contract and approval for the Vice Chairman to sign. Commissioner Williams motioned to approve this recommendation. Commissioner Yeager seconded the motion, and it passed unanimously (2-0), with Chairman McLemore, Commissioner Traylor and Commissioner Peters abstaining due to a business relationship with British Petroleum.

#### **FLORIDA COUNTIES FOUNDATION BOARD OF DIRECTORS**

Chief Administrator Butler reported that he has served seven years on the Florida Counties Foundation Board of Directors, stating that their job is to develop a curriculum for the Board of County Commissioners Certification, and the Advance County Commission Certification. He reported that Commissioner Yeager, Commissioner Williams and Commissioner Peters have completed their certification, stating that Commissioner Williams and Commissioner Peters recently completed the advance

training and Commissioner Yeager will be enrolled next year in the advanced certification.

### **EMERGENCY OPERATIONS CENTER – BRITISH PETROLEUM (B.P.) STAGING AREA**

Chief Administrator Butler reported that he and E9-1-1 Coordinator Guthrie have tried to get something in writing concerning the Operations with B.P., stating that they are trying to start a mini Emergency Operations Center at the staging area. He recommended hiring someone in this capacity on a contractual basis that will report to the Board. Commissioner Williams discussed that he met with State E.O.C. and they have five positions to fill. After further discussion by members of the Board, Commissioner Williams motioned to approve this recommendation contingent upon director approval and payment by B.P. Commissioner Traylor seconded the motion, and it passed unanimously.

### **INSURANCE RECOMMENDATION – SHERIFF'S OFFICE**

Sheriff Nugent stated that the Insurance Committee met and suggested that the Sheriff's Office come off the County Insurance. He requested authorization from the Board for the Sheriff's Office to get off the County insurance, and for the County to continue the current stipend payment. After further discussion by Members of the Board, Chief Administrator Butler discussed that this is not what happened at the meeting, stating that the Insurance Consultant discussed the options for the County, and that there was a comment for the Sheriff's Office to get off the insurance and get in their own pool. Chairman McLemore recommended for the Insurance Committee to meet again and bring this issue back to the Board, and if necessary he will call a Special Meeting to handle this issue. Commissioner Williams discussed that the Insurance Committee needs to bring a recommendation back to this Board. Chief Administrator Butler reported that the Insurance Committee has never met and not brought a recommendation back to this Board. Assistant Administrator Hammond reported that the problem we have is that the insurance premiums have increased by 37%. Chief Administrator Butler reported that the next meeting will be July 15<sup>th</sup>, and recommended that the Sheriff be allowed to check on other figures for his office through another company. Sheriff's Office Major Plair reported that they have a meeting tomorrow concerning this issue for the Sheriff's Office. Commissioner Peters motioned to approve Chief Administrator Butler's recommendation. Commissioner Yeager seconded the motion, and it passed unanimously.

### **BID AWARD #0910-17 – METAL STEEL RECYCLING – LANDFILL**

Public Works Director Danford recommended to award bid #0910-17 (for metal recycling at Landfill) to Whitfield Steel Recycling, at \$.06 per pound or \$134.40 per long

ton. Commissioner Peters motioned to approve this recommendation. Commissioner Traylor seconded the motion, and it passed unanimously.

#### **INVOICE – CATHEY CONSTRUCTION – STEVE GIBBS**

Deputy Administrator Lanier recommended approval of an invoice from Cathey Construction for the S.H.I.P. Program for Rehabilitation Assistance to Steve Gibbs, in the amount of \$1,438.65. Commissioner Traylor motioned to approve this recommendation. Commissioner Peters seconded the motion, and it passed unanimously.

#### **HIGHLAND VIEW FIRE DEPARTMENT – FINANCING**

Deputy Administrator Lanier reported that there were no bids received for the financing of the Highland View Fire Department, stating that the Fire Department contacted Vision Bank for financing of the \$125,000.00 for 5 years at 4.25%, and requested approval to proceed with financing at Vision Bank. Commissioner Williams motioned to approve this request. Commissioner Traylor seconded the motion, and it passed unanimously.

#### **PUBLIC HEARING - RESOLUTION #2010-14 - ENTERPRISE ZONE**

Deputy Administrator Lanier discussed that there is a public hearing scheduled for a proposed resolution for the Enterprise Zone boundary changes. County Attorney McFarland read resolution by title, and called for public comment. Pat Hardman of Coastal Community Association appeared before the Board and requested approval of this resolution. Commissioner Yeager motioned to adopt the following proposed resolution. Commissioner Peters seconded the motion, and it passed unanimously.

#### **RESOLUTION #2010-14**

**A RESOLUTION OF THE GULF COUNTY BOARD OF COUNTY COMMISSIONERS PERTAINING TO ENTERPRISE ZONES; SUPPORTING GULF COUNTY'S APPLICATION FOR RE-DESIGNATION AS AN ENTERPRISE ZONE AND TO AMEND THE BOUNDARY OF THE GULF COUNTY ENTERPRISE ZONE (EZ#2301) AND AUTHORIZE A BOUNDARY CHANGE TO THE ENTERPRISE ZONE.**

**WHEREAS**, in 1996, the Board of County Commissioners adopted Resolution No. 96-98; and

**WHEREAS**, in 2003, the Board of County Commissioners amended the boundary of the existing Enterprise Zone by adopting Resolution No. 2003-01; and

**WHEREAS**, in 2005, the Board of County Commissioners amended the boundary of the existing Enterprise Zone by adopting Resolution No. 2005-37; and

**WHEREAS**, The Florida Legislature approved House Bill 1725 (Chapter 2005-287, Laws of Florida), which provides existing Enterprise Zones an opportunity to submit an application package for the re-designation of an area as an Enterprise Zone. To comply with the legislation, local officials must submit a completed application package for Rural Enterprise Zone Re-Designation with all attachments on or before November 30, 2010; and

**WHEREAS**, the Gulf County Enterprise Zone Development Agency requests to revise boundaries not to exceed 20 miles per the attached Zone 1 and Zone 2 maps; and

**WHEREAS**, the Board of County Commissioners of Gulf County believe the new Enterprise Zones will better benefit the County and the citizens of Gulf County; and

**NOW, THEREFORE BE IT RESOLVED**, by the Gulf County Board of County Commissioners in Gulf County, Florida, in regular session this 13<sup>th</sup> day of July, 2010, as follows:

**Section 1.** The Gulf County Board of County Commissioners support the amendment of the Enterprise Zone Area boundary and hereby requests the Office of Tourism, Trade and Economic Development to change the boundary of the Gulf County Enterprise Zone (EZ#2301) as noted on the attached maps, not to exceed 20 miles.

**Section 2.** The Gulf County Enterprise Zone Development Agency shall amend as is consistent with the criteria for Enterprise Zone set forth in Sections 290.0055 and 290.0065, Florida Statutes.

**Section 3.** The Gulf County Board of County Commissioners has given authority to the Enterprise Zone Development Agency to amend the boundaries of the Enterprise Zone for Gulf County as the committee sees fit.

**Section 4.** This Resolution shall become effective in accordance to law.

**ADOPTED THIS 13<sup>TH</sup> DAY OF JULY, 2010.**

(End)

### **2010-2011 BUDGET PACKETS**

Clerk Norris reported that the proposed budget packets will be ready on Thursday, July 15, 2010.

### **WASHINGTON MUSEUM – BUDGET AMENDMENT**

Commissioner Peters motioned to transfer \$13.00 from District 4 Parks & Recreation line item 21072-83004 to line item 57072-81000 for the Washington Museum. Commissioner Yeager seconded the motion, and it passed unanimously.

### **DEEPWATER HORIZON OIL SPILL EMPLOYEES**

Commissioner Traylor thanked everyone for working so hard on the Deepwater Horizon Oil Spill, stating that there are a lot of local people working which should bring up the unemployment rates for this County. E.M.S. Director Whitfield appeared before the Board and thanked everyone for their help and support during his transition as the new E.M.S. Director.

### **VALUE ADJUSTMENT BOARD APPOINTMENT**

Chairman McLemore recommended the appointment of Commissioner Peters, Commissioner Williams, and Andy Smith, as the Citizen Representative, to serve on the 2010-2011 Value Adjustment Board. Commissioner Yeager motioned to approve this recommendation. Commissioner Traylor seconded the motion, and it passed unanimously.

### **DONATION - PEE WEE WARRIORS FOOTBALL**

Chairman McLemore requested Board approval to donate \$370.00 from District 1 Parks & Recreation line item 21072-83001 to the Wewahitchka Pee Wee Warriors Football. Commissioner Peters motioned to approve this request. Commissioner Traylor seconded the motion, and it passed unanimously.

### **GULF COUNTY HEALTH DEPARTMENT ADMINISTRATOR**

Chairman McLemore discussed the Administrator position at the Gulf County Health Department, recommending the Board submit a letter of recommendation for this position, on behalf of James McKnight. Commissioner Peters motioned to approve this recommendation. Commissioner Traylor seconded the motion, and it passed unanimously.



### **NEW COUNTY BUSINESSES – OCCUPATIONAL LICENSES**

Commissioner Yeager discussed the number of businesses in the County and requested permission for County Attorney McFarland, Chief Administrator Butler, and Assistant Administrator Hammond to review the issue of occupational license and bring a recommendation back to the Board. Commissioner Yeager motioned to approve this request. Commissioner Williams seconded the motion, and it passed unanimously.

### **DEEPWATER HORIZON OIL SPILL**

Commissioner Williams reported that he and Commissioner Yeager went to unified command and would like to report to the Board the findings, stating that there are two components to the boom strategy plan. He reported that they presented a revised strategy for a heavy corrugated pipe with pilings every hundred feet, stating that they are modeling the St. Andrews Pass, and B.P. has rejected this plan. Commissioner Yeager discussed that they are trying to protect the mouth of St. Joseph Bay, stating that it has been hard to get anything approved, and the Navy will oversee this plan. Upon inquiry by Commissioner Peters, Commissioner Williams reported that B.P. has the final approval for this plan.

Chairman McLemore called for public comment.

### **CHILDREN WITH DISABILITIES – WORK PROGRAM**

Pat Hardman appeared before the Board and discussed the Children with Disabilities Program, stating that they had one of the students working with E.M.S. this year, and thanked everyone for their assistance with the program.

### **RAFFIELD'S STAGING SITE – DEEPWATER HORIZON OIL SPILL**

For the public's information, Commissioner Traylor reported that the staging site at Raffield's Fisheries is rated #1 on the Gulf Coast.

There being no further business, and upon motion by Commissioner Traylor, the meeting did then adjourn at 6:55 p.m., E.T.

**CARMEN L. MCLEMORE  
CHAIRMAN**

**ATTEST:  
REBECCA L. NORRIS  
CLERK**